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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Charles L. Magness et al.Application No./Patent No.: 09/707,576 Filed/Issue Date: November 6, 2000Entitled: System and Method for Selectively Classifying a PopulationIllumigen Biosciences, Inc.c/o Cubist Pharmaceuticals, Inc., a Corporation

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/C. Rachal Winger/

Signature

January 16, 2009

Date

C. Rachal Winger

Printed or Typed Name

206-370-6641

Telephone Number

Attorney for Applicant

Title

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